

Standing Rules of the Senate, do hereby move to bring to a close debate on the nomination of Executive Calendar No. 252, David G. Estudillo, of Washington, to be United States District Judge for the Western District of Washington.

Charles E. Schumer, Tim Kaine, Sherrod Brown, Tammy Duckworth, Robert Menendez, Christopher A. Coons, Benjamin L. Cardin, Chris Van Hollen, Ben Ray Lujan, Margaret Wood Hassan, Alex Padilla, Edward J. Markey, Maria Cantwell, Patty Murray, Jacky Rosen, Tammy Baldwin, Tina Smith.

THE PRESIDING OFFICER. By unanimous consent, the mandatory quorum call has been waived.

The question is, Is it the sense of the Senate that debate on the nomination of David G. Estudillo, of Washington, to be United States District Judge for the Western District of Washington, shall be brought to a close?

The yeas and nays are mandatory under the rule.

The clerk will call the roll.

The senior assistant legislative clerk called the roll.

Mr. DURBIN. I announce that the Senator from Virginia (Mr. KAINE) and the Senator from Hawaii (Mr. SCHATZ) are necessarily absent.

Mr. THUNE. The following Senators are necessarily absent: the Senator from Indiana (Mr. BRAUN), the Senator from Alaska (Ms. MURKOWSKI), the Senator from South Dakota (Mr. ROUNDS), and the Senator from Indiana (Mr. YOUNG).

Further, if present and voting, the Senator from Indiana (Mr. YOUNG) would have voted "nay".

The yeas and nays resulted—yeas 52, nays 42, as follows:

[Rollcall Vote No. 361 Ex.]

YEAS—52

Baldwin	Grassley	Peters
Bennet	Hassan	Reed
Blumenthal	Heinrich	Rosen
Booker	Hickenlooper	Sanders
Brown	Hirono	Schumer
Cantwell	Kelly	Shaheen
Cardin	King	Sinema
Carper	Klobuchar	Smith
Casey	Leahy	Stabenow
Collins	Lujan	Tester
Coons	Manchin	Van Hollen
Cortez Masto	Markey	Warner
Duckworth	Menendez	Warnock
Durbin	Merkley	Warren
Ernst	Murphy	Whitehouse
Feinstein	Murray	Wyden
Gillibrand	Ossoff	
Graham	Padilla	

NAYS—42

Barrasso	Hagerty	Portman
Blackburn	Hawley	Risch
Blunt	Hoeven	Romney
Boozman	Hyde-Smith	Rubio
Burr	Inhofe	Sasse
Capito	Johnson	Scott (FL)
Cassidy	Kennedy	Scott (SC)
Cornyn	Lankford	Shelby
Cotton	Lee	Sullivan
Cramer	Lummis	Thune
Crapo	Marshall	Tillis
Cruz	McConnell	Toomey
Daines	Moran	Tuberville
Fischer	Paul	Wicker

NOT VOTING—6

Braun	Murkowski	Schatz
Kaine	Rounds	Young

The PRESIDING OFFICER. On this vote, the yeas are 52, the nays 42.

The motion was agreed to.

EXECUTIVE CALENDAR

The PRESIDING OFFICER. The clerk will report the nomination.

The senior assistant legislative clerk read the nomination of David G. Estudillo, of Washington, to be United States District Judge for the Western District of Washington.

RECESS

The PRESIDING OFFICER. Under the previous order, the Senate stands in recess until 2:15 p.m.

Thereupon, the Senate, at 1:09 p.m., recessed until 2:15 p.m. and reassembled when called to order by the Presiding Officer (Ms. SINEMA).

EXECUTIVE CALENDAR—Continued

The PRESIDING OFFICER. The Senator from Washington.

NOMINATION OF DAVID G. ESTUDILLO

Ms. CANTWELL. Madam President, I come to the floor this afternoon to support the nomination of David Estudillo to serve as district court judge for the U.S. District Court for the Western District of Washington.

I am pleased to join my colleague Senator MURRAY in supporting Judge Estudillo, who was voted out of the Senate Judiciary Committee on a bipartisan basis, and I certainly appreciate the support of both the chairman and the ranking member on this nomination.

Mr. Estudillo is the son of Mexican immigrants who came to the Yakima Valley as part of the Bracero Program in the 1960s.

Growing up, he learned and embraced both the culture of his parents and that of the United States. Judge Estudillo is a great example of the successes and contributions many immigrant families make to our great Nation.

Judge Estudillo earned an associate of arts degree from Columbia Basin Community College and his bachelor of arts degree and juris doctorate from the University of Washington.

After graduating from law school, Judge Estudillo practiced general and civil litigation and immigration law in Moses Lake and Seattle and tried cases in both Seattle and Tacoma immigration courts. He is well experienced in many issues of the law.

He was appointed to the Grant County Superior Court in 2015 and was the only Latino judge in any Eastern Washington State court. Judge Estudillo received bipartisan support, with endorsements from both Democratic and Republican local officials and support from all nine of Washington State Supreme Court justices.

He has earned the respect and the support of his community. To quote a letter that was sent to the Judiciary Committee from Mayor David Curnel of Moses Lake, WA, he said Judge Estudillo "is a respected member of our community. He is involved in our community. He is committed to our

community. This is what I understand about Judge Estudillo and why I can recommend him highly for a Federal judge position."

In short, Judge Estudillo is a well-qualified jurist, and he has dedicated his entire legal career to practicing and supporting his community. I am pleased to have recommended him along with my colleague Senator MURRAY to the President. I know his strong character and respect for the rule of law, a sense of justice, fairness, humility, empathy, and capacity for compassion and understanding would be a benefit to the court and all the parties concerned.

I urge my colleagues to support Judge Estudillo's nomination.

I yield the floor.

I suggest the absence of a quorum.

The PRESIDING OFFICER. The clerk will call the roll.

The senior assistant bill clerk proceeded to call the roll.

Ms. CANTWELL. Madam President, I ask unanimous consent that the order for the quorum call be rescinded.

The PRESIDING OFFICER. Without objection, it is so ordered.

VOTE ON ESTUDILLO NOMINATION

The PRESIDING OFFICER. The question is, Will the Senate advise and consent to the Estudillo nomination?

Ms. CANTWELL. Madam President, I ask for the yeas and nays.

The PRESIDING OFFICER. Is there a sufficient second?

There appears to be a sufficient second.

The clerk will call the roll.

The senior assistant bill clerk called the roll.

Mr. DURBIN. I announce that the Senator from Hawaii (Mr. SCHATZ) is necessarily absent.

Mr. THUNE. The following Senators are necessarily absent: the Senator from Indiana (Mr. BRAUN), the Senator from Alaska (Ms. MURKOWSKI), the Senator from South Dakota (Mr. ROUNDS), and the Senator from Indiana (Mr. YOUNG).

Further, if present and voting, the Senator from Indiana (Mr. YOUNG) would have voted "nay".

The result was announced—yeas 54, nays 41, as follows:

[Rollcall Vote No. 362 Ex.]

YEAS—54

Baldwin	Graham	Ossoff
Bennet	Grassley	Padilla
Blumenthal	Hassan	Peters
Booker	Heinrich	Reed
Brown	Hickenlooper	Rosen
Cantwell	Hirono	Sanders
Cardin	Kaine	Schumer
Carper	Kelly	Shaheen
Casey	King	Sinema
Collins	Klobuchar	Smith
Coons	Leahy	Stabenow
Cornyn	Lujan	Tester
Cortez Masto	Manchin	Van Hollen
Duckworth	Markey	Warner
Durbin	Menendez	Warnock
Ernst	Merkley	Warren
Feinstein	Murphy	Whitehouse
Gillibrand	Murray	Wyden

NAYS—41

Barrasso	Hawley	Risch
Blackburn	Hoeben	Romney
Blunt	Hyde-Smith	Rubio
Boozman	Inhofe	Sasse
Burr	Johnson	Scott (FL)
Capito	Kennedy	Scott (SC)
Cassidy	Lankford	Shelby
Cotton	Lee	Sullivan
Cramer	Lummis	Thune
Crapo	Marshall	Tillis
Cruz	McConnell	Toomey
Daines	Moran	Tuberville
Fischer	Paul	Wicker
Hagerty	Portman	

NOT VOTING—5

Braun	Rounds	Young
Murkowski	Schatz	

The nomination was confirmed.

The PRESIDING OFFICER. Under the previous order, the motion to reconsider is considered made and laid upon the table, and the President will be immediately notified of the Senate's action.

CLOTURE MOTION

The PRESIDING OFFICER. Pursuant to rule XXII, the Chair lays before the Senate the pending cloture motion, which the clerk will state.

The senior assistant legislative clerk read as follows:

CLOTURE MOTION

We, the undersigned Senators, in accordance with the provisions of rule XXII of the Standing Rules of the Senate, do hereby move to bring to a close debate on the nomination of Executive Calendar No. 260 Angel Kelley, of Massachusetts, to be United States District Judge for the District of Massachusetts.

Charles E. Schumer, Richard J. Durbin, Elizabeth Warren, Edward J. Markey, Christopher Coons, Cory A. Booker, Alex Padilla, Richard Blumenthal, Mazie Hirono, Chris Van Hollen, Michael F. Bennet, Sheldon Whitehouse, Amy Klobuchar, Patrick J. Leahy, Debbie Stabenow, Martin Heinrich, Kirsten E. Gillibrand.

The PRESIDING OFFICER. By unanimous consent, the mandatory quorum call has been waived.

The question is, Is it the sense of the Senate that debate on the nomination of Angel Kelley, of Massachusetts, to be United States District Judge for the District of Massachusetts, shall be brought to a close?

The yeas and nays are mandatory under the rule.

The clerk will call the roll.

The senior assistant legislative clerk called the roll.

Mr. DURBIN. I announce that the Senator from Hawaii (Mr. SCHATZ) is necessarily absent.

Mr. THUNE. The following Senators are necessarily absent: the Senator from Indiana (Mr. BRAUN), the Senator from Alaska (Ms. MURKOWSKI), the Senator from South Dakota (Mr. ROUNDS), and the Senator from Indiana (Mr. YOUNG).

Further, if present and voting, the Senator from Indiana (Mr. YOUNG) would have voted "nay."

The yeas and nays resulted—yeas 52, nays 43, as follows:

[Rollcall Vote No. 363 Ex.]

YEAS—52

Baldwin	Hassan	Peters
Bennet	Heinrich	Reed
Blumenthal	Hickenlooper	Rosen
Booker	Hirono	Sanders
Brown	Kaine	Schumer
Cantwell	Kelly	Shaheen
Cardin	King	Sinema
Casey	Klobuchar	Smith
Collins	Leahy	Stabenow
Coons	Lujan	Tester
Cortez Masto	Manchin	Van Hollen
Duckworth	Markey	Warner
Durbin	Menendez	Warnock
Feinstein	Merkley	Warren
Gillibrand	Murphy	Whitehouse
Graham	Murray	Wyden
Grassley	Ossoff	
	Padilla	

NAYS—43

Barrasso	Hagerty	Risch
Blackburn	Hawley	Romney
Blunt	Hoeben	Rubio
Boozman	Hyde-Smith	Sasse
Burr	Inhofe	Scott (FL)
Capito	Johnson	Scott (SC)
Cassidy	Kennedy	Shelby
Cornyn	Lankford	Sullivan
Cotton	Lee	Thune
Cramer	Lummis	Tillis
Crapo	Marshall	Toomey
Cruz	McConnell	Tuberville
Daines	Moran	Wicker
Ernst	Paul	
Fischer	Portman	

NOT VOTING—5

Braun	Rounds	Young
Murkowski	Schatz	

The PRESIDING OFFICER. On this vote, the yeas are 52, the nays are 43.

The motion is agreed to.

EXECUTIVE CALENDAR

The PRESIDING OFFICER. The clerk will report the nomination.

The legislative clerk read the nomination of Angel Kelley, of Massachusetts, to be United States District Judge for the District of Massachusetts.

The PRESIDING OFFICER. The Senator from Utah.

HONORING STAFF SERGEANT DARIN TAYLOR
HOOVER, JR.

Mr. LEE. Madam President, the United States lost 13 servicemembers in Afghanistan on August 26, 2021. The heroic service and the ultimate sacrifice of these men and women will never be forgotten. They are Marine LCpl David L. Espinoza from Texas, Marine Sgt Nicole L. Gee from California, Marine SSgt Darin Taylor Hoover from Utah, Army SSG Ryan C. Knauss from Tennessee, Marine Cpl Hunter Lopez from California, Marine LCpl Rylee J. McCollum from Wyoming, Marine LCpl Dylan R. Merola from California, Marine LCpl Kareem M. Nikoui from California, Marine Sgt Johnny Rosario Pichardo from Massachusetts, Marine Cpl Humberto A. Sanchez from Indiana, Marine LCpl Jared M. Schmitz from Missouri, Navy Hospital Corpsman Maxton W. Soviak from Ohio, and Marine Cpl Daegan W. Page from Nebraska. Over the next hour, Senators representing many of these fallen servicemembers and the States from which they hail will honor their service and their memory.

Utah's SSgt Darin Taylor Hoover was only 11 years old on September 11, 2001. From that moment on, he knew that he wanted to serve his country. Nearly 21 years later, he was killed in Kabul, Afghanistan, performing his duty valiantly, as always, as a U.S. marine.

Staff Sergeant Hoover and his fellow marines were on the frontlines of the operation, securing an entrance to the Hamid Karzai International Airport and screening vulnerable Afghans on their escape to safety as the extremist Taliban took hold of their country.

Staff Sergeant Hoover was killed by an ISIS-K suicide attack that targeted him, his teammates, and the surrounding innocent civilians.

Staff Sergeant Hoover, like all marines, learned the Marine Corps' values at boot camp. Those values are honor, courage, and commitment. He was told that being a marine and living these values does not begin or end with training or service as an Active-Duty marine; these values forever guide marines' decisions, their service, and, in fact, their entire lives.

Staff Sergeant Hoover lived these values throughout his entire life. You see, Staff Sergeant Hoover did, always, what he said he would do. He was honest, respectful, caring, and compassionate. He dedicated his life to the service of others, in and out of uniform. He wanted to be the best and to provide the very best for others, and he was always willing to work hard to make that happen.

His friends and his family knew him as a loving, thoughtful, hard-working man. He loved and was dedicated to serving those around him, his family, and his country. As a young man, he made a lasting impression on those who knew him. They described him as—and these are their words, not mine—"the best friend," "selfless," "always levelheaded," "hard-working," "a teammate you could count on," "a born leader," and as "a good, kind person." By being the type of man he was, he honored those who knew him. He honored the uniform he wore. And in his service and sacrifice, he honored the United States by representing and being the best of us.

Staff Sergeant Hoover certainly knew the risks of his duty. He understood the risks of this deployment in particular. In particular, he knew what was at stake and on the line on this particular day.

American civilians had been warned not to travel to the airport due to specific credible threats of an attack. The marines at the gate did not, of course, have the option of standing down or shirking their duty; they had a mission to complete. Despite knowing the very real threat to their lives that day, Staff Sergeant Hoover and his marines followed orders and did their duty. They stood in close physical proximity with hundreds as they checked identification and shuffled people through the gate one after the other. They didn't know if or ultimately when an